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JC912 U.S. PTO

08-21-00

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
UNDER 37 CFR 1.53(b)

A  
Box Seq  
#3/a  
DmT  
3-502

Docket No.: 600-1-179N CON	Anticipated Classification of this Application: Class          Subclass	Prior Application: Examiner:  E. Stole	Art Unit: 1653
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Address to: ASSISTANT COMMISSIONER FOR PATENTS  
WASHINGTON, DC 20231

Sir:

This is a Request for Filing a ☒ Continuation ☐ Divisional Application under 37 CFR 1.53(b) of pending Application Serial No. 09/057,416, filed on April 8, 1998, of Olga Yurieva et al, for ENZYME DERIVED FROM THERMOPHILIC ORGANISMS THAT FUNCTIONS AS A CHROMOSOMAL REPLICASE, AND PREPARATION AND USES THEREOF.

1. ☒ Enclosed is a copy of the prior application, including the oath or declaration as originally filed and an affidavit or declaration verifying it as a true copy.
2. ☐ Prepare a copy of the prior application.
3. ☒ A Filing Date as of the date of deposit in Express Mail is requested. The particulars of the Express Mail Deposit under 37 C.F.R. 1.10(b) are presented below.

EXPRESS MAIL "MAILING LABEL NO." : EL629424206US  
DATE OF DEPOSIT : AUGUST 18, 2000

4. a. ☒ This is an application of a small entity under 37 CFR 1.9(f), and the amounts shown below in parentheses apply. A copy of the verified statement(s) filed in the prior application is enclosed.
- b. ☐ The Filing Fee is calculated below:

FOR:	NO. FILED	NO. EXTRA	RATE	BASIC FEE
BASIC FEE				\$690.00
TOTAL CLAIMS	73 -20=	53	X\$18 (\$9)	\$
INDEP. CLAIMS	9 - 3=	6	X\$78 (\$39)	\$
TOTAL FILING FEE				
<input type="checkbox"/> MULTIPLE DEPENDENT CLAIM(S) PRESENTED (IF APPLICABLE)			X\$260.	\$
TOTAL OF ABOVE CALCULATIONS				\$
Reduction by 1/2 for filing by Small Entity (Note: 37 CFR 1.3, 1.27, 1.28). If applicable, verified statement must be attached.				
			TOTAL	\$

JC882 U.S. PTO

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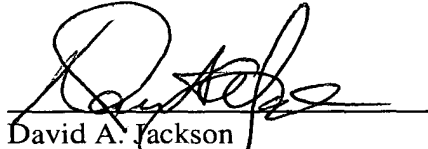
09/642218 08/18/00

5. [ ] The Commissioner is hereby authorized to charge any fees which may be required in addition to those calculated above, or credit any overpayment to Deposit Account No. 11-1153.
6. [ ] A check in the amount of \$\_\_ is enclosed.
7. [ ] Cancel in this application original Claims \_\_ of the prior application before calculating the Filing Fee.
8. [X] Amend the specification by inserting before the first line the sentence:  
 This Application is a [X] Continuation [ ] Division, of Application Serial No. 09/057,416, filed April 8, 1998.
9. [ ] Transfer the drawings from the prior application to this application and abandon said prior application as of the Filing Date accorded this application. A duplicate copy of this sheet is enclosed for filing in the prior application file.
10. [X] New Formal Drawings are enclosed.
11. [ ] Priority of Application Serial No. \_\_\_\_\_, filed on \_\_\_\_\_ in \_\_\_\_\_ is claimed under 35 U.S.C. §119.
12. [ ] The certified copy has been filed in prior application Serial No. \_\_\_\_\_, filed \_\_\_\_\_.
13. [X] The prior application is assigned of record to The Rockefeller University.
14. [X] The power of attorney in the prior application is to:  
 Jackson Matalon (Attorney, Registration No. 22,441); Stefan J. Klauber (Attorney, Registration No. 22,604); David A. Jackson (Attorney, Registration No. 26,742); Michael D. Davis (Attorney, Registration No. 39,161); William C. Coppola (Attorney, Registration No. 41,687); Mark S. Cohen (Attorney, Registration No. 42,425); and Christine E. Dietzel (Agent, Registration No. 37,309).
- a. [X] The power appears in the original papers in the prior application, a copy of which is enclosed.
- b. [X] Associate Power of Attorney is enclosed.
- c. [X] Address all future communications to:  
 David A. Jackson, Esq.  
 KLAUBER & JACKSON  
 411 Hackensack Avenue  
 Hackensack, NJ 07601.
15. [ ] A Preliminary Amendment is enclosed.
16. [X] A copy of the Information Disclosure Statement from prior application. Pursuant to 37 C.F.R. 1.97(d), copies of the cited references are not enclosed.

17. [X] I hereby verify that the attached papers are a true copy of prior application Serial No. 09/057,416, as originally filed on April 8, 1998.
18. [X] I hereby state that the content of the paper and computer readable copies of the Sequence Listing submitted in accordance with 37 CFR §1.821(c) and (e), respectively, are the same.

The undersigned declares further that all statements made herein of his/her own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Date: August 18, 2000

  
David A. Jackson  
Attorney for Applicant  
Registration No. 26,742

KLAUBER & JACKSON  
411 Hackensack Avenue  
Hackensack, NJ 07601  
(201) 487-5800